

NSC INTERAGENCY TASK FORCE ON THE LAW OF THE SEA

Approved For Release 2002/08/19 : CIA-RDP82S00697R000400040001
NSC-D/LOS # 415

MEMORANDUM

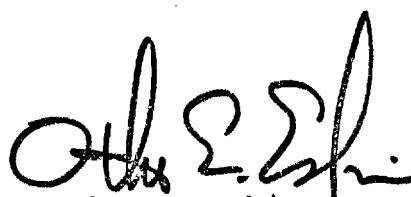
June 30, 1975

UNCLASSIFIED

TO : Members of the LOS Executive Group

SUBJECT : Committee II Negotiating Text: Sources

Attached for your information is a listing of the sources for the Committee II negotiating text. This list was prepared by the Conference Secretariat but is not a public document and is provided to us on a personal basis.



Otho E. Eskin
Staff Director

Attachment:

a/s

State Dept. declassification & release instructions on file

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SECTION 1. GENERAL

Article 1

see: WP 1, prov. 1(c), para. 1

WP 1, prov. 1(A), paras. 2 and 3

SECTION 2, LIMITS OF THE TERRITORIAL SEA

Article 2

WP 1, prov. 22 (A)

Articles 3-12

from C.2/Blue Paper No. 4

Article 13

WP 1, prov. 21 (A)

SECTION 3. INNOCENT PASSAGE IN THE TERRITORIAL SEA

Article 14

WP 1, prov. 24 (A)

(Note: articles 15 to 32 correspond to C.2/Blue Paper No. 14, of which advance translation is complete).

Article 15

BP No. 14, prov. 25

Article 16

BP No. 14, prov. 27

Article 17

BP No. 14, prov. 27A

Article 18

BP No. 14, prov. 29

Article 19

BP 14, prov. 29A

Article 20

BP 14, prov. 29B

Article 21

BP No. 14, prov. 31

Article 22

BP No. 14, prov. 33

Article 23

BP. Approved For Release 2002/08/19 : CIA-RDP82S00697R000400040001-1

Article 24

BP No. 14, prov. 38

Article 25

BP No. 14, prov. 39

Article 26

BP No. 14, prov. 40

Article 27

BP No. 14, prov. 41

Article 28

BP No. 14, prov. 42

Article 29

BP No. 14, prov. 43

Article 30

BP No. 14, prov. 44

Article 31

BP No. 14, prov. 45

Article 32

BP No. 14, prov. 46

SECTION 4. CONTIGUOUS ZONE

Article 33

Paras. 1 (a) (b); see WP 1, prov. 50 (A)

Para. 2: WP 1, prov. 48(A)

PART II. STRAITS USED FOR INTERNATIONAL NAVIGATION

SECTION 1. GENERAL

Article 34

L. 3, art. 11 (para. 3)

Paras. 1 and 2: new text

Article 35

New text

Article 36

New text

SECTION 2. TRANSIT PASSAGE

Article 37

New text (see L.3, art. 1(3))

Article 38

Para. 1: see L.3, art. 1(1) and 1(4)(6)

Para. 2: see L.3, art. 1(2)

Paras. 3 and 4: new text

Article 39

L. 3, art. 2 (see article 16(2)(a) of this doc. for change)

Article 40

Para. 1: L.3, art. 3(1)

Para. 2: L.3, art. 3(2)

Para. 3: new text

Para. 4: see L.3, art. 3(3)

Para. 5: new text

Paras. 6 and 7: L.3, art. 3(4)(5)

Article 41

Para. 1: see L.3, art. 4(1)

Para. 2: see L.3, art. 4(2)

Paras. 3 and 4: L.3, art. 4(3)(4)

Para. 5: see L.3, art. 4(5)

Article 42

L.3, art. 5

Article 43

L.3, art. 6

SECTION 3. INNOCENT PASSAGE

Article 44

Para. 1: see L.3, art. 8(1)

Para. 2: L.3, art. 8(2)

PART III. THE EXCLUSIVE ECONOMIC ZONE

Article 45

See Evensen, art. 1

Article 46

Evensen, art. 2

Article 47

Para 1: Evensen, art. 3(1), 1st sentence
Para. 2: new text
Para. 3: Evensen, art. 3(2)
Para. 4: Evensen, art. 3(3) and new text

Article 48

Para. 1: see Evensen art. 4(1)
Paras. 2, 3, 4: Evensen, art. 4(2)(3)(4)
Paras. 5-8: Evensen, art. 4, 5th and 6th para.

Article 49

Geneva Convention on the Continental Shelf, art. 5(8)
(see also WP 1, prov. 87(A))

Article 50

Paras. 1 and 2: see Evensen, art. 5(1) and (2)
Para. 3: Evensen, art. 5(2), sub-para. (a)
Para. 4: Evensen, art. 5(2), sub-para. (b)
Para. 5: Evensen, art. 5(3)

Article 51

Para. 1: See Evensen, art. 6(1)
Para. 2: see Evensen, art. 6(2)
Para. 3: Evensen, art. 6(3)

Article 52

Evensen, art. 7(2) and (3)

Article 53

See Evensen, art. 12 para. 1 to 3

Article 54

Evensen, art. 13

Article 55

Evensen, art. 14

Article 56

New text

Article 57

New text, see Evensen, art. 10

Article 58

New text; see Evensen, art. 9

Article 59

Evensen, art. 11

Article 60

Evensen, art. 15

Article 61

New text, see WP. 1, Prov. 82(A) See Art. 70 of this doc.

PART IV. CONTINENTAL SHELF

Article 62

Evensen, art. 1(1)

Article 63

Para. 1: Evensen, art. 2(1)

Para. 2: see Evensen, art. 2(2)

Para. 3: Evensen, art. 2(3)

Para. 4: Evensen, art. 3

Article 64

See Evensen, art. 4

Article 65

Para. 1: new text

Para. 2: Evensen, art. 6(1)

Paras. 3-5: See Evensen, art. 6(2)(3)(4)

Article 66

New text

Article 67

WP 1, prov. 78(B), 2nd para.

Article 68

See WP 1, prov. 78(B), para. 1

Article 69

Evensen, art. 7

Article 70

New text. See WP 1, prov. 82(A). See art. 61 of this doc.

Article 71

New text

Article 72

WP 1, prov. 79

PART V. HIGH SEAS

SECTION 1. GENERAL

Article 73

New text

Article 74

See WP 1

Article 75

See WP 1, prov. 154(A)(B)

(NOTE: For arts. 76-102 see C.2/Blue Paper No. 9/Rev. 1)

Article 76

BP. 9, prov. 139

Article 77

BP 9, prov. 140

Article 78

BP 9, prov. 141

Article 79

BP 9, prov. 141A

Article 80

BP 9, prov. 142

Article 81

BP 9, prov. 144, para. 1

Article 82

BP 9, prov. 145

Article 83

BP 9, prov. 147

Article 84

BP 9, prov. 148

Article 85

BP 9, prov. 165

Article 86

BP 9, prov. 166

Article 87

BP 9, prov. 167

Article 88

BP 9, prov. 168

Article 89

BP 9, prov. 169

Article 90

BP 9, prov. 170

Article 91

BP 9, prov. 171

Article 92

BP 9, prov. 172

Article 93

BP 9, prov. 173

Article 94

See WP. 1, prov. 174(A), para. 1 and 3

Article 95

BP 9, prov. 174A

Article 96

BP 9, prov. 174B

Article 97

BP 9, prov. 175

Article 98

New text

Article 99

New text

Article 101

BP 9, prov. 152

Article 102

BP 9, prov. 153

SECTION 2. MANAGEMENT AND CONSERVATION OF THE LIVING RESOURCES

Article 103

New text

Article 104

Geneva Convention on Fishing, 1958 art. 1(1)

Article 105

See WP. 1, Prov. 156(c), para. 1

Article 106

See WP. 1, Prov. 109(A), para. 2, also 156(c)

Para. (c): see Art. 50(5) of this doc.

Article 107

New text

PART VI. LAND-LOCKED STATES

Article 108

See WP. 1, prov. 178 and BP 11, prov. 1

Para. (d): See BP 11, prov. 1

Para. 2: New text

Article 109

Para. 1: new text see WP. 1, prov. 179 and 181(A)

Para. 2: see WP. 1, prov. 181(B)

Para. 3: new text see A/C.138/93, art. XIV

Article 110

See WP. 1, prov. 183

Article 111

WP. 1, prov. 186, paras. 1 and 2

Article 112

See WP. 1, prov. 187, para. 1

Article 113

New text see WP. 1, para. 190

Article 114

Article 115

New text see WP.1, prov. 185(A)

Article 116

New text

PART VII. ARCHIPELAGOS

SECTION 1. ARCHIPELAGIC STATES

Article 117

See L.49, art. 1

Article 118

Para. 1: see L.49, art. 2(1)

Para. 2: New Text

Para. 3: L.49, art. 2(2)

Para. 4: L.49, art. 2(3)

Para. 5: See L.49, art. 2(4)

Para. 6: See L.49, art. 2(6)

Para. 7: See WP. 1, prov. 212

Para. 8: new text

Article 119

New text

Article 120

Para. 1+2: See L.49, art. 3

Para. 3: new text

Article 121

New text

Article 122

New text (see WP.1, prov. 213)

Article 123

Para. 1: see L.49, art. 4

Para. 2: see WP.1, prov. 35

Article 124

Para. 1: see L.49, art. 5(1)

Paras. 2-5: New text

Para. 6: L.49, art. 5(3)

Para. 7: see L.49, art. 5(2)

Para. 8: New text

Para. 9: new text

Para. 10: see L.49, art. 5(5)

Para. 11 and 12: new text

Article 125

Para. 1: see L.3, Chap. III, art. 2(1)

Para. 2: L.3, art. 2(2)

Para. 3: L.3, art. 2(3)

Article 126

New text

Article 127

See L.3, art. 19

Article 128

L.3, art. 4

Article 129

L.3, art. 4(5)

Article 130

New text

SECTION 2. OCEANIC ARCHIPELAGOS BELONGING TO CONTINENTAL STATES

Article 131

New text

PART VIII. REGIME OF ISLANDS

Article 132

Para. 1: WP.1, prov. 239(A)

Para. 2 and 3: new text

PART IX. ENCLOSED AND SEMI-ENCLOSED SEAS

Article 133

New text

Article 134

New text (see WP.1, prov. 225)

Article 135

New text

PART X. TERRITORIES UNDER FOREIGN OCCUPATION OR COLONIAL DOMINATION

Article 136

Para. 1: C.2/Blue Paper No. 12

Para. 2: new text

Paras. 3 and 4: BP NO. 12

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- 11 -

PART XI. SETTLEMENT OF DISPUTES

Article 137

New text